

IN THE SUPREME COURT OF THE STATE OF NEVADA

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Elizabeth A. Brown
Clerk of Supreme Court

ADAM SULLIVAN, P.E., NEVADA STATE
ENGINEER, DIVISION OF WATER
RESOURCES, DEPARTMENT OF
CONSERVATION AND NATURAL
RESOURCES,

Appellant,

vs.

LINCOLN COUNTY WATER DISTRICT;
VIDLER WATER COMPANY, INC.;
COYOTE SPRINGS INVESTMENT, LLC;
NEVADA COGENERATION ASSOCIATES
NOS. 1 AND 2; APEX HOLDING
COMPANY, LLC; DRY LAKE WATER,
LLC; GEORGIA-PACIFIC GYPSUM, LLC;
REPUBLIC ENVIRONMENTAL
TECHNOLOGIES INC.; SIERRA PACIFIC
POWER COMPANY d/b/a NV ENERGY;
NEVADA POWER COMPANY d/b/a NV
ENERGY; THE CHURCH OF JESUS
CHRIST OF LATTER-DAY SAINTS;
MOAPA VALLEY WATER DISTRICT;
WESTERN ELITE ENVIRONMENTAL,
INC.; BEDROC LIMITED, LLC; CITY OF
NORTH LAS VEGAS; AND LAS VEGAS
VALLEY WATER DISTRICT,

Respondents. /

SUPREME COURT NO. 84739

District Court Case No. A816761
(Consolidated with Supreme
Court Cases 84741, 84742 and
84809)

SOUTHERN NEVADA WATER
AUTHORITY,

Appellant,

vs.

LINCOLN COUNTY WATER DISTRICT;
VIDLER WATER COMPANY, INC.;
COYOTE SPRINGS INVESTMENT, LLC;
NEVADA COGENERATION ASSOCIATES
NOS. 1 AND 2; APEX HOLDING
COMPANY, LLC; DRY LAKE WATER,
LLC; GEORGIA-PACIFIC GYPSUM, LLC;
REPUBLIC ENVIRONMENTAL
TECHNOLOGIES INC.; SIERRA PACIFIC
POWER COMPANY d/b/a NV ENERGY;
NEVADA POWER COMPANY d/b/a NV
ENERGY; THE CHURCH OF JESUS
CHRIST OF LATTER-DAY SAINTS;
MOAPA VALLEY WATER DISTRICT;
WESTERN ELITE ENVIRONMENTAL,
INC.; BEDROC LIMITED, LLC; CITY OF
NORTH LAS VEGAS; AND LAS VEGAS
VALLEY WATER DISTRICT,

Respondents. _____/

CENTER FOR BIOLOGICAL DIVERSITY,

Appellant,

vs.

LINCOLN COUNTY WATER DISTRICT;
VIDLER WATER COMPANY, INC.;
COYOTE SPRINGS INVESTMENT, LLC;
NEVADA COGENERATION ASSOCIATES
NOS. 1 AND 2; APEX HOLDING
COMPANY, LLC; DRY LAKE WATER,
LLC; GEORGIA-PACIFIC GYPSUM, LLC;

SUPREME COURT NO. 84741
(Consolidated with Supreme
Court Cases 84739, 84742 and
84809)

SUPREME COURT NO. 84742
(Consolidated with Supreme
Court Cases 84739, 84741 and
84809)

REPUBLIC ENVIRONMENTAL TECHNOLOGIES INC.; SIERRA PACIFIC POWER COMPANY d/b/a NV ENERGY; NEVADA POWER COMPANY d/b/a NV ENERGY; THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS; MOAPA VALLEY WATER DISTRICT; WESTERN ELITE ENVIRONMENTAL, INC.; BEDROC LIMITED, LLC; CITY OF NORTH LAS VEGAS; AND LAS VEGAS VALLEY WATER DISTRICT,

Respondents. /

MUDDY VALLEY IRRIGATION COMPANY,

Appellant,

vs.

LINCOLN COUNTY WATER DISTRICT; VIDLER WATER COMPANY, INC.; COYOTE SPRINGS INVESTMENT, LLC; NEVADA COGENERATION ASSOCIATES NOS. 1 AND 2; APEX HOLDING COMPANY, LLC; DRY LAKE WATER, LLC; GEORGIA-PACIFIC GYPSUM, LLC; REPUBLIC ENVIRONMENTAL TECHNOLOGIES INC.; SIERRA PACIFIC POWER COMPANY d/b/a NV ENERGY; NEVADA POWER COMPANY d/b/a NV ENERGY; THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS; MOAPA VALLEY WATER DISTRICT; WESTERN ELITE ENVIRONMENTAL, INC.; BEDROC LIMITED, LLC; CITY OF NORTH LAS VEGAS; AND LAS VEGAS VALLEY WATER DISTRICT,

Respondents. /

SUPREME COURT NO. 84809
(Consolidated with Supreme Court Cases 84739, 84741 and 84742)

GEORGIA-PACIFIC GYPSUM, LLC’S AND REPUBLIC ENVIRONMENTAL TECHNOLOGIES, INC.’S JOINDER TO RESPONDENT LINCOLN COUNTY WATER DISTRICT’S AND VIDLER WATER COMPANY, INC.’S PETITION FOR REHEARING

Respondents Georgia-Pacific Gypsum, LLC and Republic Environmental Technologies, Inc. (collectively, “GP-R”) hereby join Lincoln County Water District’s and Vidler Water Company, Inc.’s Petition for Rehearing (“Petition”). Having reviewed the factual and legal arguments made in the Petition, GP-R finds that they have merit and agrees that grounds for rehearing exist under NRAP 40(c)(2) for the reasons stated in the Petition.

DATED: February 14, 2024.

MCDONALD CARANO LLP

By: /s/ Lucas Foletta

Sylvia Harrison (NSBN 4106)

Lucas Foletta (NSBN 12154)

Jane Susskind (NSBN 15099)

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Attorneys for Respondents Georgia-Pacific Gypsum LLC and Republic Environmental Technologies, Inc.

CERTIFICATE OF COMPLIANCE

Pursuant to NRAP 27(d), I hereby certify that this response to a motion complies with the formatting requirements of NRAP 32(a)(4), the typeface requirements of NRAP 32(a)(5) and the type-style requirements of NRAP 32(a)(6) because this motion has been prepared in a proportionally spaced typeface using Microsoft Word in 14-point font, Times New Roman style. I further certify that this response to a motion complies with the page limits of NRAP 27(d)(2) because it does not exceed 10 pages.

Pursuant to NRAP 28.2, I hereby certify that I have read this response to a motion, and to the best of my knowledge, information, and belief, it is not frivolous or interposed for any improper purpose. I further certify that this response to a motion complies with all applicable Nevada Rules of Appellate Procedure. I understand that I may be subject to sanctions in the event that this motion is not in conformity with the requirements of the Nevada Rules of Appellate Procedure.

DATED: February 14, 2024.

MCDONALD CARANO LLP

By: /s/ Lucas Foletta
Sylvia Harrison (NSBN 4106)
Lucas Foletta (NSBN 12154)
Jane Susskind (NSBN 15099)

Attorneys for Respondents Georgia-Pacific Gypsum LLC and Republic Environmental Technologies, Inc.

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of McDonald Carano LLP, and on February 13, 2024, a true and correct copy of the foregoing **GEORGIA-PACIFIC GYPSUM, LLC’S AND REPUBLIC ENVIRONMENTAL TECHNOLOGIES, INC.’S JOINDER TO RESPONDENT LINCOLN COUNTY WATER DISTRICT’S AND VIDLER WATER COMPANY, INC.’S PETITION FOR REHEARING** was e-filed and e-served on all registered parties to the Supreme Court’s electronic filing system.

Dated: February 14, 2024.

/s/ Pamela Miller

An Employee of McDonald Carano LLC